

State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER R-08-001

Relating to the Adoption of the Airborne Toxic Control Measure (ATCM) to Reduce Formaldehyde Emissions from Composite Wood Products

WHEREAS, on April 26, 2007, the Air Resources Board (the Board or ARB) conducted a public hearing to consider adoption of the Airborne Toxic Control Measure (ATCM) to Reduce Formaldehyde Emissions from Composite Wood Products, as set forth in the Initial Statement of Reasons, which was released to the public on March 9, 2007;

WHEREAS, following the public hearing on April 26, 2007, the Board adopted Resolution 07-14, in which the Board initiated steps toward the final adoption of the proposed new sections 93120-93120.12, title 17, California Code of Regulations (CCR), as set forth in Attachment A and modified by Attachment B thereto;

WHEREAS, Resolution 07-14 directed the Executive Officer to take final action to adopt the regulatory amendments set forth in Attachment A and Attachment B to Resolution 07-14, with such other conforming modifications as may be appropriate, to make the modified regulatory language and any additional supporting documents and information available to the public for a period of at least 15 days, to consider such written comments as may be submitted during this period, and to make such modifications as may be appropriate in light of the comments received, or to present the regulatory amendments to the Board for further consideration if he determines that this is warranted after review of the comments;

WHEREAS, on January 31, 2008, the modified regulations, reflecting the amendments approved by the Board and other changes made to best reflect the intent of the Board at the hearing, and additional document, were made available for public comment for a period of at least 15 days, with the changes to the originally proposed text clearly indicated, in accordance with the provisions of title 1, California Code of Regulations, section 44;

WHEREAS, a number of written comments were received during the supplemental 15-day comment period and those comments, as well as the comments received during the initial 45-day comment period, have been considered by the Executive Officer;

WHEREAS the responses to comments on the environmental issues associated with the proposed regulatory action, which are contained in the Final Statement of Reasons for this regulatory action, have been approved by the Executive Officer as provided in section 60007, title 17, CCR;

NOW, THEREFORE, IT IS ORDERED that the recitals and findings contained in Resolution 07-14 are incorporated by reference herein.

IT IS FURTHER ORDERED that new sections 93120-93120.12, title 17, California Code of Regulations, are adopted as set forth in Attachment 1 hereto.

Executed this 5th day of March, 2008, at Sacramento, California.

/s/
James N. Goldstene
Executive Officer

Attachment